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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. 10-00434 RMW
	)	
Plaintiff	)	STIPULATIONS RE: (1) STATUS
	)	HEARING; AND (2) DISCOVERY
v.	)	COMPLIANCE DATE
	)	
NGUESSAN YAO,	)	Date: N/A
	)	Time: N/A
Defendant	)	Court: Honorable Ronald M. Whyte
	)	

COMES NOW THE United States of America, plaintiff herein, represented by Assistant United States Attorney Gary G. Fry, and defendant Nguessan Yao, represented by Raymond Levites, Esq. and Thomas Nolan, Esq., and file their stipulations regarding the setting of a status hearing, and a new discovery compliance date.

The parties have had a chance to confer. Both parties agree that the court may take the status hearing currently set for Monday, April 25, 2011, off calendar, and re-set it for Monday, May 23, 2011, at 9:00 a.m. Both parties further agree that the United States' pending motion to continue the discovery compliance date, currently under submission with the court pending Mr. Levites return to the United States, may be granted, but that the new discovery compliance date

1 will be Monday May 30, 2011 (a different date than originally suggested).

2 Defense counsel informed the undersigned that I may represent to the court their positions  
3 on both issues.

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5  
6 Date: April 25, 2011

Respectfully submitted,

7 MELINDA HAAG  
8 United States Attorney

9 /s/

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11 GARY G. FRY  
12 Assistant United States Attorney  
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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,

Plaintiff

v.

NGUESSAN YAO,

Defendant

No. 10-00434 RMW

ORDER OF THE COURT RE STATUS  
HEARING AND DISCOVERY  
COMPLIANCE DATE

Based on a stipulation by the United States and defendant Nguessan Yao, and for good cause shown, the court ORDERS as follows.

The status hearing set for Monday, April 25, 2011, is ordered taken off calendar, and a new status hearing is set for Monday, June 13, 2011 at 9:00 a.m.

The United States' previous motion for a continuance in the discovery cut off date, currently under submission with the court, is ordered GRANTED based on the stipulation of the parties. The new discovery compliance date is Monday May 30, 2011.

IT IS SO ORDERED.

Date: 6/2/11

  
HONORABLE RONALD M. WHYTE  
United States District Court Judge